

## United States Patent and Trademark Office

UNITED STATES DEPARTMENT OF COMMERCE United States Patent and Trademark Office Administration of the Commerce of the Commerce

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO
09/963,630	09/26/2001	Philippe Gentric	PHFR 000100	9728
24737 7590 01/24/2007 PHILIPS INTELLECTUAL PROPERTY & STANDARDS P.O. BOX 3001			EXAMINER	
			SHIN, KYUNG H	
BRIARCLIFF MANOR, NY 10510			ART UNIT	PAPER NUMBER
			2143	
			MAIL DATE	DELIVERY MODE
	•		01/24/2007	PAPER

Please find below and/or attached an Office communication concerning this application or proceeding.

## Advisory Action Before the Filing of an Appeal Brief

Applicant(s)		
GENTRIC, PHILIPPE		
Art Unit		
2143		

	Ryung H. Onn	2145
The MAILING DATE of this communication appe	ars on the cover sheet with the	correspondence address
THE REPLY FILED <u>17 January 2007</u> FAILS TO PLACE THIS A		
1.      The reply was filed after a final rejection, but prior to or on this application, applicant must timely file one of the follow places the application in condition for allowance; (2) a No a Request for Continued Examination (RCE) in compliance time periods:	ving replies: (1) an amendment, a tice of Appeal (with appeal fee) in the with 37 CFR 1.114. The reply r	offidavit, or other evidence, which or compliance with 37 CFR 41.31; or (3)
a) The period for reply expiresmonths from the mailing		
b) The period for reply expires on: (1) the mailing date of this A no event, however, will the statutory period for reply expire is Examiner Note: If box 1 is checked, check either box (a) or two Months of the Final Rejection. See MPEP 7.	ater than SIX MONTHS from the mail (b). ONLY CHECK BOX (b) WHEN TH 06.07(f).	ing date of the final rejection. HE FIRST REPLY WAS FILED WITHIN
Extensions of time may be obtained under 37 CFR 1.136(a). The date have been filed is the date for purposes of determining the period of exunder 37 CFR 1.17(a) is calculated from: (1) the expiration date of the set forth in (b) above, if checked. Any reply received by the Office later may reduce any earned patent term adjustment. See 37 CFR 1.704(b)	tension and the corresponding amour shortened statutory period for reply or than three months after the mailing o	nt of the fee. The appropriate extension fee iginally set in the final Office action; or (2) as
NOTICE OF APPEAL 2.	diance with 27 CEP 41 27 must b	a filed within two months of the date of
filing the Notice of Appeal was filed on A brief in comp filing the Notice of Appeal (37 CFR 41.37(a)), or any exte a Notice of Appeal has been filed, any reply must be filed AMENDMENTS	nsion thereof (37 CFR 41.37(e)),	to avoid dismissal of the appeal. Since
3. The proposed amendment(s) filed after a final rejection,	but prior to the date of filing a brid	ef will not be entered because
(a) They raise new issues that would require further co		
(b) They raise the issue of new matter (see NOTE belo		,
(c) They are not deemed to place the application in being appeal; and/or	ter form for appeal by materially	reducing or simplifying the issues for
(d) They present additional claims without canceling a	corresponding number of finally r	ejected claims.
NOTE: (See 37 CFR 1.116 and 41.33(a)).		
4. The amendments are not in compliance with 37 CFR 1.1	21. See attached Notice of Non-C	Compliant Amendment (PTOL-324).
<ol><li>Applicant's reply has overcome the following rejection(s)</li></ol>		
<ol> <li>Newly proposed or amended claim(s) would be all non-allowable claim(s).</li> </ol>		
7.  For purposes of appeal, the proposed amendment(s): a) how the new or amended claims would be rejected is pro The status of the claim(s) is (or will be) as follows:		will be entered and an explanation of
Claim(s) allowed:		·
Claim(s) objected to:		
Claim(s) rejected: <u>1-5,9,10,12 and 15-20</u> . Claim(s) withdrawn from consideration:		
AFFIDAVIT OR OTHER EVIDENCE		
<ol> <li>The affidavit or other evidence filed after a final action, but because applicant failed to provide a showing of good an was not earlier presented. See 37 CFR 1.116(e).</li> </ol>	it before or on the date of filing a d sufficient reasons why the affid	Notice of Appeal will <u>not</u> be entered avit or other evidence is necessary and
9. The affidavit or other evidence filed after the date of filing entered because the affidavit or other evidence failed to showing a good and sufficient reasons why it is necessar	overcome <u>all</u> rejections under app y and was not earlier presented.	peal and/or appellant fails to provide a See 37 CFR 41.33(d)(1).
10. ☐ The affidavit or other evidence is entered. An explanatio REQUEST FOR RECONSIDERATION/OTHER	n of the status of the claims after	entry is below or attached.
<ol> <li>The request for reconsideration has been considered bu See Continuation Sheet.</li> </ol>	it does NOT place the application	in condition for allowance because:
12. Note the attached Information Disclosure Statement(s).  13. Other:	(PTO/SB/08) Paper No(s)	Michae
		WILLIAM WAUGHN
		SUPERVISORY PATENT EXAMINER TECHNOLOGY CENTER 2100
	<del> </del>	

U.S. Patent and Trademark Office PTOL-303 (Rev. 08-06) Continuation of 11. does NOT place the application in condition for allowance because:

Additional examination and analysis required due to newly amended claims 1-5,9,10,12 and 15-20 contain new scope of claimed invention.

09/963,630

KHS

1/20/2007

WILLIAM VAUGHN
SUPERVISORY PATENT EXAMINER
TECHNOLOGY CENTER 2100